

Appln. No. 09/727,198  
Petition to Revive dated November 5, 2003  
Reply to Advisory Action dated of September 8, 2003

#18

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Triozzi, *et al.*  
Serial No. : 09/727,198  
Filed: : Nov. 30, 2000  
For: : NON-CYTOLYTIC SOLUBLE FACTOR FROM  
ACTIVATED-EXPANDED CD4 CELLS  
TC/AU : 1648  
Examiner : Ulrike Winkler  
Attorney Docket No. : CIR 2-005

Attention-Office of Petitions  
**Mail Stop Petition**  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

### PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(B)

Sir:

Applicant hereby petitions for Revival of this application under 37 CFR 1.137(b). The entire delay in filing the required reply from the due date of the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. Applicant filed an amendment after final rejection on June 25, 2003 in preparation of a filing a Notice of Appeal or a Request for Continued Examination. Following an Advisory Action and an Interview, Applicants filed a supplemental amendment, seeking to place the application in condition for allowance on August 6, 2003. The Examiner's rejections were maintained in an Advisory Action mailed September 8, 2003.

A proper reply to the Examiner's Final Rejection was due on September 11, 2003, and the applicant's were unfortunately and unintentionally were unable to respond by filing a Notice of Appeal or a Request for Continued Examination prior to the time the application became abandoned on September 11, 2003. Applicants are filing a Request for Continued Examination in compliance with 37 CFR 1.114 with this paper.

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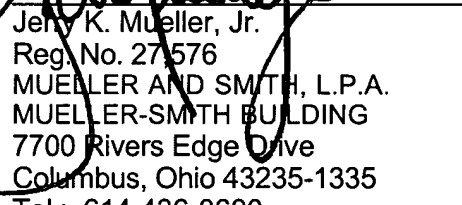
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We authorize withdrawal of any fees in connection with this petition from deposit account number 13-4830. Applicant claims small entity status. A duplicate of this page is attached.

The Applicants respectfully request that this Petition to Revive the application be granted.

Respectfully submitted,

Date: November 5, 2003



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